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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## Application of

Applicants : Kelly T. Hurley et al  
 Serial No. : 09/808,484  
 Confirm. No. : 3606  
 Filed : March 14, 2001  
 Title : **SELF-ALIGNED FLOATING GATE FLASH CELL SYSTEM AND METHOD**  
 Docket : MIO 0064 PA  
 Examiner : Quinto, Kevin V.  
 Art Unit : 2826

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 I hereby certify that this paper is being facsimile transmitted to  
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 August 28, 2002.

William A. Jividen, Esq.

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Assistant Commissioner for Patents  
 Washington, D.C. 20231

**AUG 28 2002**

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Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

This paper is being filed in response to the Office Action of August 13, 2002. Applicants hereby elect the species of FIG. 2 and the claims that read thereon, namely claims 9-12, 19-22, 24, 25, 33-38, 40, 73, 74, and 76 for prosecution on the merits.

Applicants respectfully submit that the application is in condition for allowance. The Examiner is encouraged to contact the undersigned to resolve efficiently any formal matters or to discuss any aspects of the application or of this response. Otherwise, early notification of allowable subject matter is respectfully solicited.

Respectfully submitted,

KILLWORTH, GOTTMAN, HAGAN &  
SCHAEFF L.L.P.

By \_\_\_\_\_

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